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8 Attorneys for United States of America

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO DIVISION

12
13 UNITED STATES OF AMERICA,) Case No. CR 21-00334 WHA
14 Plaintiff,)
15 v.) STIPULATION AND [PROPOSED] ORDER TO
16 ARNARDO DONEY MARTINEZ,) CONTINUE HEARING AND TO EXCLUDE TIME
17 Defendant.)
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19 The parties in the above-captioned matter are scheduled for a status conference before the Court
20 in the above-captioned matter on February 8, 2022 at 2:00 p.m.

21 The parties stipulate and agree that the United States has produced discovery materials and is in
22 the process of producing additional discovery materials to defense counsel. The United States has also
23 provided defense counsel with an opportunity for case resolution. Defense counsel and defendant
24 Arnardo Doney Martinez will need time to review these discovery materials and the opportunity for
25 resolution, and to discuss defendant's next steps in the case.

26 Thus, the parties stipulate and request that the February 8, 2022 status conference be continued
27 to March 8, 2022.

28 The parties also stipulate and request that the time period between February 8, 2022 through
STIP. AND [PROP.] ORDER TO CONT. AND TO EXCL. TIME
CR 21-00334 WHA

1 March 8, 2022 be excluded under the Speedy Trial Act, because failure to grant the requested continuance
2 would unreasonably deny defense counsel the reasonable time necessary for effective preparation of
3 counsel, taking into account the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The ends
4 of justice served by granting the requested continuance outweigh the best interest of the public and
5 defendant in a speedy trial and in the prompt resolution of criminal cases. *See id.* §§ 3161(h)(7)(A),
6 (B)(iv).

7 The undersigned Assistant United States Attorney certifies that she has obtained approval from
8 counsel for defendant to file this stipulation and proposed order.

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11 Dated: February 4, 2022

STEPHANIE M. HINDS
United States Attorney

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/s/
CHRISTINA LIU
Assistant United States Attorney

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Dated: February 4, 2022

/s/
RUBEN MUÑOZ
Counsel for Defendant
Arnardo Doney Martinez

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1 [PROPOSED] ORDER
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3 Based upon the representations of counsel and for good cause shown, the Court finds that failing
4 to exclude the time from February 8, 2022 through March 8, 2022 would unreasonably deny defense
5 counsel and defendant the reasonable time necessary for effective preparation, taking into account the
6 exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

7 The Court further finds that the ends of justice served by excluding the time from February 8,
8 2022 through March 8, 2022 from computation under the Speedy Trial Act outweigh the best interests of
9 the public and defendant in a speedy trial. *See id.* § 3161(h)(7)(A).

10 Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time from
11 February 8, 2022 through March 8, 2022 shall be excluded from computation under the Speedy Trial
12 Act. *See id.* §§ 3161(h)(7)(A), (B)(iv).

13 Furthermore, IT IS HEREBY ORDERED that the status conference set for February 8, 2022 at
14 2:00 p.m. is rescheduled to March 8, 2022 at 2:00 p.m.

15 IT IS SO ORDERED this _____ day of February 2022.
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THE HONORABLE WILLIAM ALSUP
United States District Judge
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